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IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

GARY CRUZ and CLAUDE PAIN,  
Individually and on behalf of all others similarly  
situated,

Plaintiff,

v.

TD BANK, NA,

Defendant.

Civil Action No.  
10 Civ. 8026 (PKC)

**STIPULATION**

Hon. P. Kevin Castel

IT IS HEREBY STIPULATED by and between the undersigned counsel of record, as  
follows:

1. On February 3, 2014, Plaintiffs, Gary Cruz and Claude Pain, individually and on  
behalf of all others similarly situated filed a Motion for Leave to File a Second Amended  
Complaint (the "Motion").

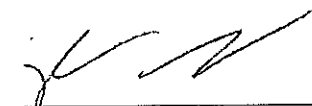
2. Defendant TD BANK, N.A.'s time to file its Opposition to the Motion, presently  
due on February 18, 2014 is extended to and including March 3, 2014.

3. It is further agreed between the parties that the time of the Plaintiffs, Gary Cruz  
and Claude Pain, to file a Reply to defendant, TD BANK, N.A.'s Opposition, is extended to and  
including March 17, 2014.

IT IS FURTHER STIPULATED AND AGREED that this Stipulation may be signed in  
counterparts and that facsimile copies shall be deemed originals for all purposes.

There has been no previous requests for an extension of time by defendant to respond to  
this Motion.


Dated: New York, New York  
February 10, 2014

By:   
G. Oliver Koppell  
Daniel F. Schreck  
Law Offices of G. Oliver Koppell

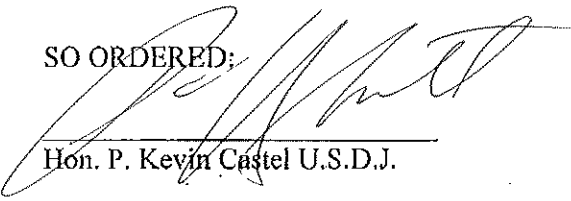
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all others*

Date: February 10, 2014

By:   
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SO ORDERED:

  
Hon. P. Kevin Castel U.S.D.J.

2-11-14